

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Qi, et al.	Atty. Docket:	108674-010401
Serial No.:	10/804,763	Art Unit:	1633
Date Filed:	March 19, 2004	Conf. No.:	8097
Invention:	GENE THERAPY VECTORS	Examiner:	Kelly, R.M.

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AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION
WITH REQUEST FOR CONTINUED EXAMINATION AND A FIVE MONTH
EXTENSION OF TIME

This Amendment is filed concurrently with a Request For Continued Examination (RCE) under 37 C.F.R. 1.114 in connection with the above-identified patent application. Of note, a Notice of Appeal was filed on December 3, 2009 in response to the Final Office Action mailed on June 3, 2009 from the United States Patent and Trademark Office. The RCE mentioned above is intended to be treated as a request to withdraw the appeal and to reopen prosecution of the application before the Examiner, as provided under 37 C.F.R. 1.114(d).

The December 3, 2009 Notice of Appeal filing provided a period of 2 months in which to file a Request for Continued Examination, as provided under 37 C.F.R. 1.136(a), i.e., by February 3, 2010. A Petition for a five (5) month extension of time is being filed herewith. Accordingly, a Request for Continued Examination is due by July 3, 2010. Therefore, this Amendment is being timely filed. Please amend the application as follows.

Amendments to the Claims are reflected in the Listing of Claims, which begins on page 2 of this paper.

Remarks begin on page 7 of this paper.